IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

Bail Appl..No. 1749 of 2007()

C.R. NO. 8 OF 2007 OF KONNI EXCISE RANGE

PETITIONER/ACCUSED.

JANAKUMARI, AGED 36 YEARS,
W/O. RAVI, KAVINTTAYYATHU, VAZHAMUTTAM EAST P.O.,
PATHANAMTHITTA.

BY ADV. SRI.V.PHILIP MATHEW

RESPONDENTS: COMPLAINANT.

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application No. 1749 of 2007

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Dated, this the 22nd day of March 2007

ORDER

Petitioner is a lady and who is an accused in C.R.No. 8 of 2007 of Konni Excise Range for offences punishable under Sections 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of one litre of illicit arrack 2-2-2007, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. It is too early to accept the petitioner's contention that she has been falsely implicated in this case. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before Magistrate concerned and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed bearing in mind the decision in ***2001 (1) KLT 22 - Sukumari v. State of Kerala*** and also after considering the medical grounds urged on behalf of the petitioner.

This application is disposed of accordingly.

V. RAMKUMAR,
(JUDGE)

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